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Patent and Trademark Office, U.S. DEPARTMENT OF COMMERCE

Docket Number (Optional)

1-14746

DECLARATION FOR PATENT APPLICATION

As a below named inventor, I hereby declare that:
My residence, post office address and citizenship are as stated below next to my name.
I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled "Device For Measuring Light-Activated Fluorescence And Its Use", the specification of which

is attached hereto unless the following box is checked: USSN 09/423,534
☒ was filed on 12 May 1998 as United States Application Number or PCT International Application Number PCT/DE98/01316 and was amended on 16 April & 17 May 1999 (applicable).

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR § 1.56.
I hereby claim foreign priority benefits under 35 U.S.C. § 119(a)-(d) or § 365(b) of any foreign application(s) for patent or inventor's certificate, or § 365(a) of any PCT International application which designated at least one country other than the United States, listed below and have also identified below, by checking the box, any foreign application for patent or inventor's certificate, or PCT International application having a filing date before that of the application on which priority is claimed.

Priority Not Claimed

Prior Foreign Application(s) 197 19 422.2	Germany	12 May 1997 (12.05.97)	<input type="checkbox"/>
(Number)	(Country)	(Day/Month/Year Filed)	
(Number)	(Country)	(Day/Month/Year Filed)	

I hereby claim the benefits under 35 U.S.C. § 119(e) of any United States provisional application(s) listed below.

(Application Number)	(Filing Date)
(Application Number)	(Filing Date)

I hereby claim the benefit under 35 U.S.C. § 120 of any United States application(s), or § 365 (c) of any PCT International application designating the United States, listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States or PCT International application in the manner provided by the first paragraph of 35 U.S.C. § 112, I acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR § 1.56 which became available between the filing date of the prior application and the national or PCT International filing date of this application.

(Application Number)	(Filing Date)	(Status -- patented, pending, abandoned)
(Application Number)	(Filing Date)	(Status -- patented, pending, abandoned)

The undersigned hereby authorizes the U.S. attorney or agent named herein to accept and follow instructions from Pfenning, Meinig & Partner as to any action to be taken in the Patent and Trademark Office regarding this

application without direct communication between the U.S. attorney or agent and the undersigned. In the event of a change in the persons from whom instructions may be taken, the U.S. attorney or agent named herein will be so notified by the undersigned.

I hereby appoint the following attorney(s) and/or agent(s) to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith: see attached Registered Practitioner Information Sheet
Address all telephone calls to Phillip S. Oberlin at telephone number (419) 249-7149
Address all correspondence to Marshall & Melhorn, Four SeaGate - 8th Floor, Toledo, Ohio 43604
USA Attn: Phillip S. Oberlin

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Full name of sole or first inventor (given name, family name) MATTHIAS LAU
Inventor's signature X A F Date X 11-24-99 November 24, 1999
Residence Blasewitzer Strasse 22, D-01307 Dresden, Germany Citizenship DEX Germany
Post Office Address Blasewitzer Strasse 22, D-01307 Dresden, Germany

Full name of second joint inventor, if any (given name, family name)
Second Inventor's signature
Residence
Post Office Address

☐ Additional inventors are being named on separately numbered sheets attached hereto.

+

+

DECLARATION

**REGISTERED PRACTITIONER
INFORMATION
(Supplemental Sheet)**

Name	Registration Number	Name	Registration Number
PHILLIP S. OBERLIN	<u>19,066</u>	DONALD A. SCHURR	<u>34,247</u>
D. EDWARD DOLGORUKOV	<u>26,266</u>	PATRICK D. FLOYD	<u>39,671</u>

**STATEMENT CLAIMING SMALL ENTITY STATUS
(37 CFR 1.9(f) & 1.27(b))--INDEPENDENT INVENTOR**Docket Number (Optional)
1-14746Applicant, Patentee, or Identifier: MATTHIAS LAUApplication or Patent No.: 09/423,534

Filed or Issued: _____

Title: Device For Measuring Light-Activated Fluorescence And Its Use

As a below named inventor, I hereby state that I qualify as an independent inventor as defined in 37 CFR 1.9(c) for purposes of paying reduced fees to the Patent and Trademark Office described in:

- ☐ the specification filed herewith with title as listed above.
☒ the application identified above.
☐ the patent identified above.

I have not assigned, granted, conveyed, or licensed, and am under no obligation under contract or law to assign, grant, convey, or license, any rights in the invention to any person who would not qualify as an independent inventor under 37 CFR 1.9(c) if that person had made the invention, or to any concern which would not qualify as a small business concern under 37 CFR 1.9(d) or a nonprofit organization under 37 CFR 1.9(e).

Each person, concern, or organization to which I have assigned, granted, conveyed, or licensed or am under an obligation under contract or law to assign, grant, convey, or license any rights in the invention is listed below:

- ☐ No such person, concern, or organization exists.
☒ Each such person, concern, or organization is listed below.

UWE KIRSCHNER
Alttrachau 41, D-01139
Dresden, Germany

Separate statements are required from each named person, concern, or organization having rights to the invention stating their status as small entities. (37 CFR 1.27)

I acknowledge the duty to file, in this application or patent, notification of any change in status resulting in loss of entitlement to small entity status prior to paying, or at the time of paying, the earliest of the issue fee or any maintenance fee due after the date on which status as a small entity is no longer appropriate. (37 CFR 1.28(b))

MATTHIAS LAU
NAME OF INVENTOR

NAME OF INVENTOR

NAME OF INVENTOR

X M. L.
Signature of inventor

Signature of inventor

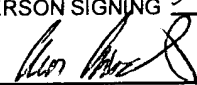
Signature of inventor

X 11-23-99
Date

Date

Date

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STATEMENT BY A NON-INVENTOR SUPPORTING A CLAIM BY ANOTHER FOR SMALL ENTITY STATUS	Docket Number (Optional) 1-14746
Applicant, Patentee, or Identifier: <u>MATTHIAS LAU</u> Application or Patent No.: <u>09/423,534</u> Filed or Issued: _____ Title: <u>Device For Measuring Light-Activated Fluorescence And Its Use</u> I hereby state that I am making this statement to support a claim by <u>Matthias Lau</u> for small entity status for purposes of paying reduced fees to the United States Patent and Trademark Office, regarding the invention described in: <input type="checkbox"/> the specification filed herewith with title as listed above. <input checked="" type="checkbox"/> the application identified above. <input type="checkbox"/> the patent identified above. I hereby state that I would qualify as an independent inventor as defined in 37 CFR 1.9(c) for purposes of paying fees to the United States Patent and Trademark Office, if I had made the above identified invention. I have not assigned, granted, conveyed or licensed and am under no obligation under contract or law to assign, grant, convey or license, any rights in the invention to any person who would not qualify as an independent inventor under 37 CFR 1.9(c) if that person had made the invention, or to any concern which would not qualify as a small business concern under 37 CFR 1.9(d) or a nonprofit organization under 37 CFR 1.9(e). Note: Separate statements are required from each person, concern or organization having rights to the invention to their status as small entities. (37 CFR 1.27) Each person, concern, or organization to which I have assigned, granted, conveyed, or licensed or am under an obligation under contract or law to assign, grant, convey, or license any rights in the invention is listed below: <input checked="" type="checkbox"/> no such person, concern, or organization exists. <input type="checkbox"/> each such person, concern, or organization is listed below. I acknowledge the duty to file, in this application or patent, notification of any change in status resulting in loss of entitlement to small entity status prior to paying, or at the time of paying, the earliest of the issue fee or any maintenance fee due after the date on which status as a small entity is no longer appropriate. (37 CFR 1.28(b)) NAME OF PERSON SIGNING <u>UWE KIRSCHNER</u> TITLE IN ORGANIZATION OF PERSON SIGNING <u>✓</u> ADDRESS OF PERSON SIGNING <u>✓ Alttrachau 41, D01139 Dresden, Germany</u> SIGNATURE <u>✓ </u> DATE <u>✓ 24.11.99</u> <div style="text-align: right;">November 24, 1999</div>	

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.